

May 16, 2005

MEMORANDUM TO: Eileen McKenna, Section Chief  
Policy and Rulemaking Program Section A  
Division of Regulatory Improvement Programs  
Office of Nuclear Reactor Regulation

FROM: David Diec, Project Manager \RA\  
Policy and Rulemaking Program Section A  
Division of Regulatory Improvement Programs  
Office of Nuclear Reactor Regulation

SUBJECT: SUMMARY OF MEETING TO RECEIVE STAKEHOLDERS FEEDBACK  
ON THE COMMISSION PUBLISHED FEDERAL REGISTER NOTICE,  
DATED MARCH 7, 2005 ON POST-FIRE OPERATOR MANUAL  
ACTIONS PROPOSED RULE AND STAFF REQUIREMENTS  
MEMORANDUM-SECY-04-0233, DATED JANUARY 18, 2005 (CAT. 3  
MEETING)

On April 27, 2005, the NRC conducted a Category 3 public meeting to obtain feedback from stakeholders regarding the March 7 Federal Register Notice on Post-Fire Operator Manual Actions and SRM SECY-04-0233. Attendance at the meeting included the Nuclear Energy Institute, Union of Concerned Scientists, and a number of industry representatives and consultants.

Representatives from industry groups presented the preliminary perspectives that (1) implementation of the rule will carry high costs without a clear safety benefit; (2) most licensees will submit exemption requests and, (3) the proposed rule will not meet its intended purpose. The initial comments were also conveyed regarding the requirements of time margin and fire suppression system in the fire area. Specifically, the industry indicated that neither fire suppression system nor the time margin concept are needed to achieve feasible and reliable manual actions. They stated that detection and suppression systems have already been installed in fire areas with specific hazards. The industry estimated that fire suppression system modifications, if installed at Peach Bottom and Duke Power units, would cost between \$4 million and \$70 million, and increase flooding risk.

The NRC indicated that written comments, when submitted from stakeholders from this meeting and others during the public comment period, would be reviewed and addressed as part of NRC's rulemaking process. The early feedback from stakeholders provides the NRC an opportunity to gain insights on the potential impacts during final rule development and possible unintended consequences during implementation.

Attachments:

- (1) Attendance Sheet
- (2) NEI presentation slides
- (3) Exelon presentation slides
- (4) NRC presentation slides
- (5) Duke Power presentation slides

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Subject: Meeting to receive stakeholders feedback on FRN dated 3/7/05 on Post-Fire

Operator Manual Actions Proposed Rule – category 3 meeting

Organization: NRC/NEI/PUBLIC INTERESTED GROUPS

DATE: 04/27/05

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Attachment 1

ATTENDANCE–CONTINUED

SUBJECT: Meeting to receive stakeholders feedback on FRN dated 03/07/05 on Post-Fire

Operator Manual Actions Proposed Rule - category 3 meeting

DATE: 04/27/05

NAME	TELEPHONE	ORGANIZATION AFFILIATION
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